

#### NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up: The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquires, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

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BOARD OF PATENT APPEALS AND INTERFERENCES

UNITED STATES PATENT AND TRADEMARK OFFICE

P.O. BOX 1450

ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number. ) HEARING ATTENDANCE WAIVED SEARING-ATTENDANCE CONFIRMED Registration No. Signature of Attorney/Agent/Appellant

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see http://www.uspro.gov/web/offices/dcom/bpsi/docs/contacts/contact\_info.htm



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Date:

December 28, 2005

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To:

Board of Patent Appeals and Interferences

United States Patent and Trademark Office

Fax No.:

(571) 273-0299

**Serial No.:** 08/405,454

Appellant: John B. Sullivan et al.

From:

Michael T. Slekman

Direct dial: 617.646.8336

Our File #: P0786.70000US05



### CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being transmitted via facsimile to BPAI HEARINGS FAX number (571) 273-0299, at the Board of Patent Appeals and Interferences, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, in accordance with 37 C.F.R. §1.6(d), on the 28th day of December, 2005.

#### ORIGINAL DOCUMENTS WILL NOT BE MAILED.

MESSAGE:

Transmitted herewith is: Confirmation of Notice of Hearing

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